

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER  
VGOB 08-0318-2163

ELECTIONS: UNIT AW-133  
(herein Subject Drilling Unit)

TAX MAP IDENTIFICATION NUMBERS:

Tax map identification numbers for all parcels affected by this order are shown on Exhibit marked "Tract Identifications" which is attached to and a part of this order.

REPORT OF BOARD

FINDINGS AND ORDER

This Supplemental Order is entered by the Board *sua sponte* in the form authorized by the Board at hearings held on February 15, 1994 and June 16, 1992; and this Supplemental Order is being recorded for the purpose of supplementing the Order previously in the captioned matter on November 4, 2009 which was recorded in Deed Book 1067 Page 0749 in the Office of the Clerk of the Circuit Court of Tazewell County, Virginia, on December 18, 2009, (herein "Board Order") and completing the record regarding elections.

Findings: The Board finds that:

The Board Order directed CNX GAS COMPANY LLC (herein "Designated Operator") to mail copies of the Board Order to all Respondents whose interests, if any, were pooled by the said Board Order;

The Designated Operator filed its affidavit of elections disclosing that it had mailed a true and correct copy of the Board's Order to all Respondents whose interests, if any, were pooled by said Board Order;

The Board Order required each Respondent whose interests, if any, were pooled by the terms of said Board Order to make an election within thirty (30) days after the date of mailing or recording, as applicable, of said Order; the affidavit of elections filed herein and annexed hereto as Exhibit A states: (i) whether each Respondent has made or failed to make a timely election; (ii) the nature of any election(s) made; and (iii) whether, by reason of a failure to elect or to timely elect one or more Respondents are deemed, under the terms of the Board's Order, to have leased all their rights, title, interests, estates and claims in Subject Drilling Unit to the Applicant;

That the affidavit of elections annexed hereto with the Exhibits submitted therewith identifies the Respondent(s) making a timely election, if any; identifies the Respondent(s), if any, who are deemed to have leased; identifies the conflicting interests and claims which require escrow; identifies the interests and claims, if any, requiring escrow under Virginia Code section 45.1-361.21.D.; and identifies the Respondents, if any, who may be dismissed by reason of having leased or entered into a voluntary agreement with the Applicant.

The affidavit of elections indicates whether or not the escrow of funds is required with regard to Unit AW-133;

Order: By this Order, the Board orders the Designated Operator to tender, consistent with and in accordance with the findings set forth at paragraph 2. above and the annexed affidavit of elections with Exhibits thereto, any funds subject to escrow and instructs the Escrow Agent, First Bank & Trust Company PO Box 3860 Kingsport, TN 37664. Attn: Debbie Davis or any successor named by the Board to establish

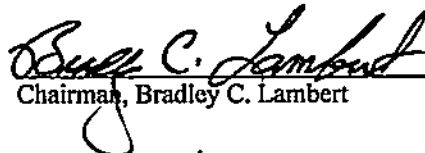
interest bearing escrow account(s), IRS Tax Identification Number 54-1629506, in accordance with the information set forth in the affidavit of elections with Exhibits thereto, to receive funds and account to the Board therefore.

Mailing of Order and Filing of Affidavit: The Designated Operator under the captioned Order or shall file an affidavit with the Secretary of the Board within ten (10) days after the date of receipt of this Order stating that a true and correct copy of this Order was mailed to each Respondent whose interests or claims are subject to escrow and whose address is known within seven (7) days from the date of receipt of this Order.

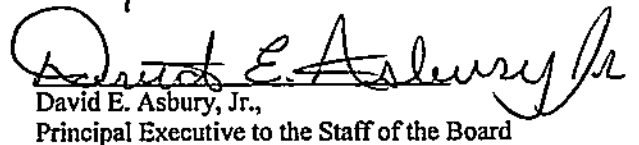
Conclusion: Therefore, the findings and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

Effective Date: This Order shall be effective on the date of its execution.

DONE AND EXECUTED this 28 day of April, 2010, by a majority of the Virginia Gas and Oil Board.

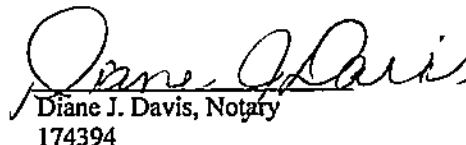
  
Chairman, Bradley C. Lambert

DONE AND PERFORMED THIS 28 day of April, 2010, by Order of the Board.

  
David E. Asbury, Jr.,  
Principal Executive to the Staff of the Board

STATE OF VIRGINIA  
COUNTY OF RUSSELL

Acknowledged on this 28<sup>th</sup> day of April, 2010, personally before me a notary public in and for the Commonwealth of Virginia, appeared Bradley C. Lambert, being duly sworn did depose and say that he is Chairman of the Virginia Gas and Oil Board, and appeared David E. Asbury Jr., being duly sworn did depose and say that he is Principal Executive to the Staff of the Virginia Gas and Oil Board that they executed the same and were authorized to do so.

  
Diane J. Davis, Notary  
174394

My commission expires: September 30, 2013



VIRGINIA:

Exhibit A

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

Application of CNX Gas Company LLC for Forced Pooling of Interests in CBM Unit AW-133  
VGOB 08-0318-2163 in the Maiden Springs District of Tazewell County, Virginia

AFFIDAVIT OF CNX GAS COMPANY LLC (herein "Designated Operator") REGARDING  
ELECTIONS, ESCROW AND SUPPLEMENTAL ORDER

Anita D. Duty, being first duly sworn on oath, deposes and says:

That your affiant is employed by CNX Land Resources, Inc., as a Pooling Supervisor and is duly authorized to make this affidavit on behalf of CNX GAS COMPANY LLC, the designated operator,

That the Order entered on November 4, 2009, by the Virginia Gas and Oil Board (hereinafter "Board") regarding the captioned CBM Unit required the Applicant to mail a true and correct copy of said Order to each person pooled by the Order;

That within seven (7) days of receipt of an executed copy of the Order referred to at paragraph 2. above, your affiant caused a true and correct copy of said Order to be mailed via the United States Postal Service to each Respondent named in the captioned Application, whose address was known, and to all persons, if any, who were added as Respondents at the hearing held in the captioned matter; that proof of such mailing has previously been tendered to the Division of Gas and Oil, the Office of the Gas and Oil Inspector, at Lebanon, Virginia;

That the Order of the Board in the captioned matter required all persons pooled thereby to tender their written elections to the Unit Operator within thirty (30) days of the date the Order was recorded in the counties identified above; that said Order was recorded on December 18, 2009;

That the designated operator CNX GAS COMPANY LLC has established procedures to review all mail received and all written documents received other than by mail to ascertain whether parties whose interests have been pooled have made a written election, in a timely fashion, as required by the captioned Order; that said procedures were followed to identify the elections, if any, made with regard to the Subject Unit; that the following persons delivered, by mail or otherwise, written elections to the Unit Operator, within the thirty day elections period:

None

That Respondents identified in Exhibit B-3 hereto are, having failed to make any election, deemed to have leased their coalbed methane rights, interests and claims to Applicant, all as provided in the Board's Order of November 4, 2009;

See attached Exhibit B-3

That the rights, interests and claims of the following persons are subject to escrow under the Board's Order pooling the captioned Unit, Board Regulations and the Code of Virginia:

See attached Exhibit E

BK 1094 PG 0742

That after the pooling hearing held in the captioned matter, the following persons have leased or entered into a voluntary agreement with the Designated Operator:

See attached Exhibit B-2

That to the extent any of said persons listed in Exhibit B-2 have rights, interests and claims which are subject to escrow, they should be dismissed as respondents; the Operator requests that the following persons be dismissed as Respondents:

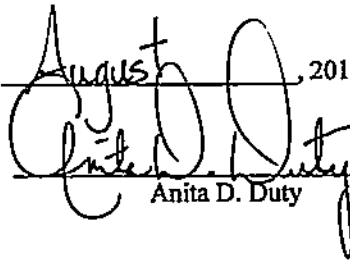
Morris Don Smith, Betty Osborne, Louvonna Davis, Charlotte Osborne, Don Cox, Donald Wayne Cox, Deidre Lynn Smith, Dina Ann Shelton

That the persons identified in Exhibit EE attached hereto have entered into royalty split agreements that allow the Applicant/Designated Operator to pay them directly without the need to escrow funds which would otherwise be in conflict.

See attached Exhibit EE

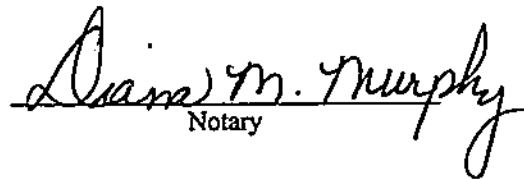
That pursuant to the provisions of VAC 25-160-70.A.10. and C. and VAC 25-160-80 the annexed supplemental order sets forth the interests and claims that require escrow of funds pursuant to Virginia Code sections 45.1-361.21.D. and 45.1-361.22.A.3. and 4.

Dated at Bluefield, West Virginia, this 27<sup>th</sup> day of August, 2010.

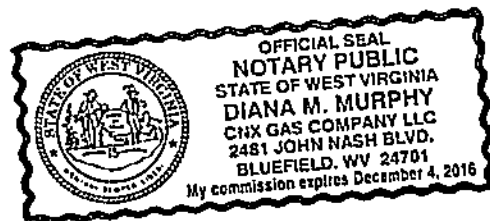
  
Anita D. Duty

STATE OF WEST VIRGINIA  
COUNTY OF MERCER

Taken, subscribed and sworn to before me by Anita D. Duty as a Pooling Supervisor for CNX Land Resources, Inc., on behalf of the corporate Designated Operator, this 27<sup>th</sup> day of August, 2010.

  
Notary

My commission expires: December 4, 2016



PROPERTY LINES SHOWN WERE TAKEN FROM MAPS PROVIDED BY CNX GAS COMPANY LLC AND WERE NOT SURVEYED.

BK 1094 PG 0743

N 304,271.94  
E 1,020,534.42

N 304,214.53  
E 1,022,132.90

58.74 ACRE UNIT

2B

1B

1R

1D

1E

1F

1G

1H

1A

1C

1I

1J

1K

1L

1M

1N

1P

CBM-AW133

N 302,673.16  
E 1,020,477.00

BEARING & DISTANCE TO NEAREST  
WELLS FROM CBM-AW133  
CBM-FF43 N 12°22'26" E 3185.62'

N 302,615.75  
E 1,022,075.48

3A

3B

3C

EXHIBIT A  
MIDDLE RIDGE FIELD  
UNIT AW-133  
FORCE POOLING  
VGOB-08-0318-2163

Company CNX Gas Company LLC Well Name and Number UNIT AW133

Tract No. \_\_\_\_\_ Elevation \_\_\_\_\_ Quadrangle Richlands

County Tazewell District Maiden Springs Scale 1" = 400' Date 2/2/20

This plot is a new plot X ; an updated plot \_\_\_\_\_ ; or a final plat \_\_\_\_\_

Form DGO-GO-7  
Rev. 9/91

*B. M. Albert*

Licensed Professional Engineer or Licensed Land Surveyor

BANDALL M. ALBERT  
Lic. No. 015584

(Affix Seal)

7  
CNX Gas Company LLC  
Unit AW 133  
Tract Identifications  
3K1094P60744

- 1A. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) – Coal  
Reserve Coal Properties Company – All Coal Leased  
Knox Creek Coal Company – Coal In Tiller Seam Subleased  
CNX Gas Company LLC – CBM Leased  
Robin L. Hodges - Surface and All Minerals except Coal  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
Tax Map 85A Parcel 7  
19.10 Acres 32.5162%
- 1B. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) – Coal  
Reserve Coal Properties Company – All Coal Leased  
Knox Creek Coal Company – Coal In Tiller Seam Subleased  
CNX Gas Company LLC – CBM Leased  
Ronnie Compton, et ux - Surface and All Minerals except Coal  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
Tax Map 85A Parcel 4  
0.20 Acres 0.3405%
- 1C. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) – Coal  
Reserve Coal Properties Company – All Coal Leased  
Knox Creek Coal Company – Coal In Tiller Seam Subleased  
CNX Gas Company LLC – CBM Leased  
Commonwealth of Virginia - Surface and All Minerals except Coal  
Tax Map 85A Parcel 0000  
1.95 Acres 3.3197%
- 1D. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) – Coal  
Reserve Coal Properties Company – All Coal Leased  
Knox Creek Coal Company – Coal In Tiller Seam Subleased  
CNX Gas Company LLC – CBM Leased  
Garland Davis, et ux - Surface and All Minerals except Coal  
Tax Map 85A Parcel 31  
0.31 Acres 0.5277%
- 1E. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) – Coal  
Reserve Coal Properties Company – All Coal Leased  
Knox Creek Coal Company – Coal In Tiller Seam Subleased  
CNX Gas Company LLC – CBM Leased  
Dairus M. Smith, et ux - Surface and All Minerals except Coal  
Tax Map 85A Parcel 30  
0.31 Acres 0.5277%
- 1F. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) – Coal  
Reserve Coal Properties Company – All Coal Leased  
Knox Creek Coal Company – Coal In Tiller Seam Subleased  
CNX Gas Company LLC – CBM Leased  
Pamela Short, et vir - Surface and All Minerals except Coal  
Tax Map 85A Parcel 29  
0.37 Acres 0.6299%

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# CNX Gas Company LLC

## Unit AW 133

### Tract Identifications

BK 1094 PG 0745

- 1G. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) – Coal  
Reserve Coal Properties Company – All Coal Leased  
Knox Creek Coal Company – Coal In Tiller Seam Subleased  
CNX Gas Company LLC – CBM Leased  
David Smith, et ux - Surface and All Minerals except Coal  
Tax Map 85A Parcel 22  
1.77 Acres 3.0133%
- 1H. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) – Coal  
Reserve Coal Properties Company – All Coal Leased  
Knox Creek Coal Company – Coal In Tiller Seam Subleased  
CNX Gas Company LLC – CBM Leased  
Dallas J. Short, Jr., et ux - Surface and All Minerals except Coal  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
Tax Map 85A Parcel 28  
0.99 Acres 1.6854%
- 1I. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) – Coal  
Reserve Coal Properties Company – All Coal Leased  
Knox Creek Coal Company – Coal In Tiller Seam Subleased  
CNX Gas Company LLC – CBM Leased  
Justine S. Short - Surface and All Minerals except Coal  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
Tax Map 85A Parcel 27  
2.14 Acres 3.6432%
- 1J. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) – Coal  
Reserve Coal Properties Company – All Coal Leased  
Knox Creek Coal Company – Coal In Tiller Seam Subleased  
CNX Gas Company LLC – CBM Leased  
Roy D. Keen, et ux - Surface and All Minerals except Coal  
Tax Map 85A Parcel 25  
2.81 Acres 4.7838%
- 1K. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) – Coal  
Reserve Coal Properties Company – All Coal Leased  
Knox Creek Coal Company – Coal In Tiller Seam Subleased  
CNX Gas Company LLC – CBM Leased  
James Arnold - Surface and All Minerals except Coal  
Tax Map 85A Parcel 23  
0.16 Acres 0.2724%
- 1L. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) – Coal  
Reserve Coal Properties Company – All Coal Leased  
Knox Creek Coal Company – Coal In Tiller Seam Subleased  
CNX Gas Company LLC – CBM Leased  
Scott A. Stump, et ux - Surface and All Minerals except Coal  
Tax Map 85A Parcel 24  
0.39 Acres 0.6639%

**CNX Gas Company LLC**

**Unit AW 133**

**Tract Identifications**

3K 109460746

- 1M. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) – Coal  
Reserve Coal Properties Company – All Coal Leased  
Knox Creek Coal Company – Coal In Tiller Seam Subleased  
CNX Gas Company LLC – CBM Leased  
Carol Smith - Surface and All Minerals except Coal  
Tax Map 85A Parcel 23B  
0.05 Acres 0.0851%
- 1N. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) – Coal  
Reserve Coal Properties Company – All Coal Leased  
Knox Creek Coal Company – Coal In Tiller Seam Subleased  
CNX Gas Company LLC – CBM Leased  
Roy D Keen, et ux - Surface and All Minerals except Coal  
Tax Map 85A Parcel 23A  
0.34 Acres 0.5788%
- 1O. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) – Coal  
Reserve Coal Properties Company – All Coal Leased  
Knox Creek Coal Company – Coal In Tiller Seam Subleased  
CNX Gas Company LLC – CBM Leased  
James Arnold - Surface and All Minerals except Coal  
Tax Map 85A Parcel 0000  
0.08 Acres 0.1362%
- 1P. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) – Coal  
Reserve Coal Properties Company – All Coal Leased  
Knox Creek Coal Company – Coal In Tiller Seam Subleased  
CNX Gas Company LLC – CBM Leased  
W.H. Copley Heirs or Goldie M Miller, et al - All Minerals except Coal  
Goldie M Miller, et al - Surface  
Tax Map 85A Parcel 19  
0.41 Acres 0.6980%
- 1Q. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) – Coal  
Reserve Coal Properties Company – All Coal Leased  
Knox Creek Coal Company – Coal In Tiller Seam Subleased  
CNX Gas Company LLC – CBM Leased  
Patricia Lynn Short Hylton - Surface and All Minerals except Coal  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
Tax Map 85A Parcel 26  
0.21 Acres 0.3575%
- 1R. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) – Coal  
Reserve Coal Properties Company – All Coal Leased  
Knox Creek Coal Company – Coal In Tiller Seam Subleased  
CNX Gas Company LLC – CBM Leased  
Louis G. VanDyke - Surface and All Minerals except Coal  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
Tax Map 85A Parcel 35  
0.07 Acres 0.1192%



**CNX Gas Company LLC**

**Unit AW 133**

Tract Identifications

8K1094P30747

- 2A. Coal Creek Coal Company Tr. 2 (237 Acre Tract) – Coal  
Reserve Coal Properties Company – All Coal Leased  
Knox Creek Coal Company – Tiller Seam Subleased  
Robin L. Hodges - Surface and All Minerals except Coal  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
Tax Map 85A Parcel 6  
26.18 Acres 44.5693%
- 2B. Coal Creek Coal Company Tr. 2 (237 Acre Tract) – Coal  
Reserve Coal Properties Company – All Coal Leased  
Knox Creek Coal Company – Tiller Seam Subleased  
Ronnie Compton, et ux - Surface and All Minerals except Coal  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
Tax Map 85A Parcel 4  
0.14 Acres 0.2383%
- 3A. Coal Creek Coal Company Tr. 3 (Robert D. Smith 620 Acre Tract) - Coal  
Reserve Coal Properties Company - All Coal Leased  
Knox Creek Coal Corporation - Tiller Seam Sub lessee  
CNX Gas Company LLC – CBM Leased  
Elmer W. Matney, et ux – Surface and All Minerals except Coal  
Tax Map 85A Parcel 8A  
0.68 Acres 1.1576%
- 3B. Coal Creek Coal Company Tr. 3 (Robert D. Smith 620 Acre Tract) - Coal  
Reserve Coal Properties Company - All Coal Leased  
Knox Creek Coal Corporation - Tiller Seam Sub lessee  
CNX Gas Company LLC – CBM Leased  
Commonwealth of Virginia - Surface and All Minerals except Coal  
Tax Map 85A Parcel 0000  
0.07 Acres 0.1192%
- 3C. Coal Creek Coal Company Tr. 3 (Robert D. Smith 620 Acre Tract) - Coal  
Reserve Coal Properties Company - All Coal Leased  
Knox Creek Coal Corporation - Tiller Seam Sub lessee  
CNX Gas Company LLC – CBM Leased  
Billy E. Shelton, II, et ux – Surface and All Minerals except Coal  
Tax Map 85-03 Parcel 1  
0.01 Acres 0.0170%

BK 1094 PG 0748

Exhibit B-2  
Unit AW-133  
Docket #VGOB 08-0318-2163  
List of Respondents to be Dismissed  
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit	Reason for Dismissal	Reason for Addition
<b>II. OIL &amp; GAS OWNERSHIP</b>				
<u>Tract #1P, 0.41 acres</u>				
(1) Goldie Miller Heirs, Devisees, Successors or Assigns, et al. (27.50 Acre Tract)	0.41 acres	0.6980%		
(a) Goldie Miller Heirs, Devisees, Successors or Assigns				
(a.1) Morris Don Smith 2946 Red Root Ridge Rd. Raven, VA 24639	0.308 acres 3/4 of 0.41 acres	0.5235%	Leased	
(b) Betty Osborne P.O. Box 1082 Raven, VA 24639	0.026 acres 1/16 of 0.41 acres	0.0436%	Not an Owner (CNX purchased)	
(c) Louvonna Davis P.O. Box 957 Raven, VA 24639	0.026 acres 1/16 of 0.41 acres	0.0436%	Not an Owner (CNX purchased)	
(d) Charlotte Osborne P.O. Box 276 Pounding Mill, VA 24637	0.026 acres 1/16 of 0.41 acres	0.0436%	Not an Owner (CNX purchased)	
(e) Geneva Frances Cox Heirs, Devisees, Successors or Assigns				
(e.1) Don Cox 2816 Red Root Ridge Road Raven, VA 24639	0.006 acres 1/64 of 0.41 acres	0.0109%	Not an Owner (CNX purchased)	
(e.1) Donald Wayne Cox 21 Hartford Road Aubon, NJ 08106	0.006 acres 1/64 of 0.41 acres	0.0109%	Not an Owner (CNX purchased)	
(e.2) Deidre Lynn Smith 633 Knox Chapel Road Social Circle, GA 30279	0.006 acres 1/64 of 0.41 acres	0.0109%	Not an Owner (CNX purchased)	
(e.3) Dinah Ann Shelton 115 Bobcat Lane Raven, VA 24639	0.006 acres 1/64 of 0.41 acres	0.0109%	Not an Owner (CNX purchased)	
(b) CNX Gas Company, LLC 2481 John Nash Blvd. Bluefield, WV 24701	0.103 acres 1/4 of 0.41 acres	0.1745%		Owner Purchased

Exhibit B-3  
Unit AW-133  
Docket #VGOB 08-0318-2163  
List of Unleased Owners/Claimants  
(58.74 Acre Unit)

BK 1094 PG 0749

	Acres In Unit	Interest In Unit
<b>II. OIL &amp; GAS OWNERSHIP</b>		
<u>Tract #1C, 1.95 acres</u>		
(1) Commonwealth of Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201-2002	1.95 acres	3.3197%
<u>Tract #1D, 0.31 acres</u>		
(1) Garland Davis, et ux. P.O. Box 957 Raven, VA 24639	0.31 acres	0.5277%
<u>Tract #1E, 0.31 acres</u>		
(1) Dalrus M. Smith, et ux. P.O. Box 845 Raven, VA 24639	0.31 acres	0.5277%
<u>Tract #1G, 1.77 acres</u>		
(1) David Smith, et ux. 150 Clines Lane Raven, VA 24639	1.77 acres	3.0133%
<u>Tract #1J, 2.81 acres</u>		
(1) Roy D. Keen, et ux. P.O. Box 863 Raven, VA 24639	2.81 acres	4.7838%
<u>Tract #1K, 0.16 acres</u>		
(1) James Arnold c/o Carol J. Smith 1134 Pump House Rd. Grundy, VA 24614	0.16 acres	0.2724%
<u>Tract #1L, 0.39 acres</u>		
(1) Scott A. Stump, et ux. 102 Parkway Street Cedar Bluff, VA 24609	0.39 acres	0.6639%
<u>Tract #1M, 0.05 acres</u>		
(1) Carol Smith P.O. Box 90 Raven, VA 24639	0.05 acres	0.0851%
<u>Tract #1N, 0.34 acres</u>		
(1) Roy D. Keen, et ux. P.O. Box 863 Raven, VA 24639	0.34 acres	0.5788%
<u>Tract #1O, 0.08 acres</u>		
(1) James Arnold c/o Carol J. Smith 1134 Pump House Rd. Grundy, VA 24614	0.08 acres	0.1362%

Exhibit B-3  
Unit AW-133  
Docket #VGOB 08-0318-2163  
List of Unleased Owners/Claimants  
(58.74 Acre Unit)

094 PG0750

	Acres in Unit	Interest in Unit
<b><u>Tract #1P, 0.41 acres</u></b>		
Goldie Miller Heirs, Devisees, Successors or Assigns, et al. (27.50 Acre Tract)		
(1) W.H. Copley Heirs, Devisees, Successors or Assigns Heirs / Addresses Unknown	0.41 acres	0.6980%
<b><u>Tract #3A, 0.68 acres</u></b>		
(1) Elmer W. Matney, et ux. c/o Virginia M. Woofler 18 Primrose Drive Spartansburg, SC 29301	0.68 acres	1.1576%
<b><u>Tract #3B, 0.07 acres</u></b>		
(1) Commonwealth of Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201-2002	0.07 acres	0.1192%
<b><u>Tract #3C, 0.01 acres</u></b>		
(1) Billy E. Shelton, II, et ux. 115 Bobcat Lane Raven, VA 24639	0.01 acres	0.0170%

Exhibit E  
Unit AW-133  
Docket #VGOB 08-0318-2163  
List of Conflicting Owners/Claimants that require escrow  
(58.74 Acre Unit)

3K1094PG0751

	Acres in Unit	Interest in Unit
<u>Tract #1B, 0.20 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.20 acres	0.3405%
<u>OIL &amp; GAS OWNERSHIP</u>		
(1) Ronnie Compton, et ux. 3388 Red Root Ridge Raven, VA 24639	0.20 acres	0.3405%
<u>Tract #1C, 1.95 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	1.95 acres	3.3197%
<u>OIL &amp; GAS OWNERSHIP</u>		
(1) Commonwealth of Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201-2002	1.95 acres	3.3197%
<u>Tract #1D, 0.31 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.31 acres	0.5277%
<u>OIL &amp; GAS OWNERSHIP</u>		
(1) Garland Davis, et ux. P.O. Box 957 Raven, VA 24639	0.31 acres	0.5277%
<u>Tract #1E, 0.31 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.31 acres	0.5277%
(1) Dairus M. Smith, et ux. P.O. Box 845 Raven, VA 24639	0.31 acres	0.5277%
<u>Tract #1F, 0.37 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.37 acres	0.6299%

Exhibit E  
Unit AW-133  
Docket #VGOB 08-0318-2163  
List of Conflicting Owners/Claimants that require escrow  
(58.74 Acre Unit)

BK 1094 PG 0752

	Acres In Unit	Interest in Unit
<u>OIL &amp; GAS OWNERSHIP</u>		
(1) Pamela Short, et vir. P.O. Box 924 Raven, VA 24639	0.37 acres	0.6299%
<u>Tract #1G, 1.77 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	1.77 acres	3.0133%
<u>OIL &amp; GAS OWNERSHIP</u>		
(1) David Smith, et ux. 150 Clines Lane Raven, VA 24639	1.77 acres	3.0133%
<u>Tract #1H, 0.99 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.99 acres	1.6854%
<u>OIL &amp; GAS OWNERSHIP</u>		
(1) Dallas J. Short, Jr., et ux. P.O. Box 924 Raven, VA 24639	0.99 acres	1.6854%
<u>Tract #1I, 2.14 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	2.14 acres	3.6432%
<u>OIL &amp; GAS OWNERSHIP</u>		
(1) Justine S. Short P.O. Box 962 Raven, VA 24639	2.14 acres	3.6432%
<u>Tract #1J, 2.81 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	2.81 acres	4.7838%
<u>OIL &amp; GAS OWNERSHIP</u>		
(1) Roy D. Keen, et ux. P.O. Box 863 Raven, VA 24639	2.81 acres	4.7838%

Exhibit E  
Unit AW-133  
Docket #VGOB 08-0318-2163  
List of Conflicting Owners/Claimants that require escrow  
(58.74 Acre Unit)

BK 1094260753

	Acres in Unit	Interest in Unit
<u>Tract #1K, 0.16 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.16 acres	0.2724%
<u>OIL &amp; GAS OWNERSHIP</u>		
(1) James Arnold c/o Carol J. Smith 1134 Pump House Rd. Grundy, VA 24614	0.16 acres	0.2724%
<u>Tract #1L, 0.39 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.39 acres	0.6639%
<u>OIL &amp; GAS OWNERSHIP</u>		
(1) Scott A. Stump, et ux. 102 Parkway Street Cedar Bluff, VA 24609	0.39 acres	0.6639%
<u>Tract #1M, 0.05 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.05 acres	0.0851%
<u>OIL &amp; GAS OWNERSHIP</u>		
(1) Carol Smith P.O. Box 90 Raven, VA 24639	0.05 acres	0.0851%
<u>Tract #1N, 0.34 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.34 acres	0.5788%
<u>OIL &amp; GAS OWNERSHIP</u>		
(1) Roy D. Keen, et ux. P.O. Box 863 Raven, VA 24639	0.34 acres	0.5788%

Exhibit E  
Unit AW-133  
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List of Conflicting Owners/Claimants that require escrow  
(58.74 Acre Unit)

BK 1094 PG 0754

	Acres in Unit	Interest in Unit
<u>Tract #1O, 0.08 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.08 acres	0.1362%
<u>OIL &amp; GAS OWNERSHIP</u>		
(1) James Arnold c/o Carol J. Smith 1134 Pump House Rd. Grundy, VA 24614	0.08 acres	0.1362%
<u>Tract #1P, 0.41 acres</u>		
<i>Escrow due to title conflict</i>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.41 acres	0.6980%
<u>OIL &amp; GAS OWNERSHIP</u>		
(1) Goldie Miller Heirs, Devisees, Successors or Assigns, et al. (27.50 Acre Tract)	0.41 acres	0.6980%
(a) Goldie Miller Heirs, Devisees, Successors or Assigns		
(a.1) Morris Don Smith 2946 Red Root Ridge Rd. Raven, VA 24639	0.308 acres 3/4 of 0.41 acres	0.5235%
(b) CNX Gas Company, LLC 2481 John Nash Blvd. Bluefield, WV 24701	0.103 acres 1/4 of 0.41 acres	0.1745%
- OR -		
(1) W.H. Copley Heirs, Devisees, Successors or Assigns Heirs / Addresses Unknown	0.41 acres	0.6980%
<u>Tract #1Q, 0.21 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.21 acres	0.3575%
<u>OIL &amp; GAS OWNERSHIP</u>		
(1) Patricia Lynn Short Hylton P.O. Box 363 Raven, VA 24639	0.21 acres	0.3575%



Exhibit E  
Unit AW-133  
Docket #VGOB 08-0318-2163  
List of Conflicting Owners/Claimants that require escrow  
(58.74 Acre Unit)

BK 1094 PG 0755

	Acres in Unit	Interest in Unit
<u>Tract #2B, 0.14 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.2 P.O. Box 323 Tazewell, VA 24651	0.14 acres	0.2383%
<u>OIL &amp; GAS OWNERSHIP</u>		
(1) Ronnie Compton, et ux. 3388 Red Root Ridge Raven, VA 24639	0.14 acres	0.2383%
<u>Tract #3A, 0.68 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.3 P.O. Box 323 Tazewell, VA 24651	0.68 acres	1.1576%
<u>OIL &amp; GAS OWNERSHIP</u>		
(1) Elmer W. Matney, et ux. c/o Virginia M. Woofert 18 Primrose Drive Spartansburg, SC 29301	0.68 acres	1.1576%
<u>Tract #3B, 0.07 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.3 P.O. Box 323 Tazewell, VA 24651	0.07 acres	0.1192%
<u>OIL &amp; GAS OWNERSHIP</u>		
(1) Commonwealth of Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201-2002	0.07 acres	0.1192%
<u>Tract #3C, 0.01 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.3 P.O. Box 323 Tazewell, VA 24651	0.01 acres	0.0170%
<u>OIL &amp; GAS OWNERSHIP</u>		
(1) Billy E. Shelton, II, et ux. 115 Bobcat Lane Raven, VA 24639	0.01 acres	0.0170%

Exhibit EE  
Unit AW-133  
Docket #VGOB 08-0318-2163  
List of Conflicting Owners/Claimants with Royalty Split Agreements  
(58.74 Acre Unit)

1094 PG 0756

	Acres In Unit	Interest In Unit
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Tract #1A, 19.10 acres

COAL OWNERSHIP

(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651 (Alex P. McGlothlin 180 Acre Tract)	19.10 acres	32.5162%
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OIL & GAS OWNERSHIP

(1) Robin Hodges * PO Box 1480 Bassett, VA 24055-4999	19.10 acres	32.5162%
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\* The Royalty Division Agreement varies per tract.  
The Division Order contains the details of each.

Tract #1R, 0.07 acres

COAL OWNERSHIP

(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651 (Alex P. McGlothlin 180 Acre Tract)	0.07 acres	0.1192%
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OIL & GAS OWNERSHIP

(1) Louis G. Vandyke * P.O. Box 661 Raven, VA 24639	0.07 acres	0.1192%
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\* The Royalty Division Agreement varies per tract.  
The Division Order contains the details of each.

Tract #2A, 26.18 acres

COAL OWNERSHIP

(1) Coal Creek Coal Company, Tr.2 P.O. Box 323 Tazewell, VA 24651 (237 Acre Tract)	26.18 acres	44.5693%
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OIL & GAS OWNERSHIP

(1) Robin Hodges * PO Box 1480 Bassett, VA 24055-4999	26.18 acres	44.5693%
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\* The Royalty Division Agreement varies per tract.  
The Division Order contains the details of each.

INSTRUMENT #110001610  
RECORDED IN THE CLERK'S OFFICE OF  
TAEWELL COUNTY ON  
MAY 20, 2011 AT 04:28PM  
JAMES E. BLEVINS, CLERK  
RECORDED BY: ADR